

EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Thomas Perkins on 8/9/2011.

Please make the following changes to claims 1 and 14.

Please cancel claims 13 and 16.

Claim 1: Remove the period at the end of claim 1 after "elastothane" and replace with a comma --,. After the comma please add -- wherein the floating mesh pattern includes four courses of mesh sequentially arranged with a first of the courses comprising meshes whose loops are completely formed on all wales of the pattern, a second of the courses comprising meshes whose loops are completely formed on even wales and whose loops are not formed at all on odd wales, a third of the courses comprising meshes whose loops are completely formed on all wales of the pattern, and a fourth of the courses comprising meshes whose loops are completely formed on odd wales and whose loops are not formed at all on even wales. --

Claim 14: Remove the period at the end of claim 14 after “30 hPa” and replace with a comma --,. After the comma please add -- wherein the floating mesh pattern includes four courses of mesh sequentially arranged with a first of the courses comprising meshes whose loops are completely formed on all wales of the pattern, a second of the courses comprising meshes whose loops are completely formed on even wales and whose loops are not formed at all on odd wales, a third of the courses comprising meshes whose loops are completely formed on all wales of the pattern, and a fourth of the courses comprising meshes whose loops are completely formed on odd wales and whose loops are not formed at all on even wales. –

Please make the following changes to the specification:

Page 2, last line: please insert -- first -- after “the”.

Page 3, line 5: please insert -- second or -- before “other”.

The following is an examiner’s statement of reasons for allowance:

The present invention pertains to a device that specifically requires a fabric for a garment comprising a first structure intended for the toes of a wearer and a second structure intended for the ankle of a wearer, wherein the fabric for the first structure is a knitted floating mesh pattern and the fabric for the second structure is a knitted woven mesh pattern. It is the examiner’s opinion that the art of record considered as a whole, alone, or in combination, neither anticipates nor renders obvious the above fabric for a garment, used in combination with a fabric having a floating mesh pattern including four

courses of mesh sequentially arranged with a first of the courses comprising meshes whose loops are completely formed on all wales of the pattern, a second of the courses comprising meshes whose loops are completely formed on even wales and whose loops are not formed at all on odd wales, a third of the courses comprising meshes whose loops are completely formed on all wales of the pattern, and a fourth of the courses comprising meshes whose loops are completely formed on odd wales and whose loops are not formed at all on even wales

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to ALISSA TOMPKINS whose telephone number is (571)272-3425. The examiner can normally be reached on M-F 830-5.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Gary Welch can be reached on 571-272-4996. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

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